

MAY 1 1944

NO. **14**

**14**

IN THE

# Supreme Court of the United States

OCTOBER TERM, 1943

R. J. THOMAS,

Appellant

v.

H. W. COLLINS, SHERIFF OF TRAVIS COUNTY, TEXAS,  
Appellee

Appeal from the Supreme Court of Texas

## APPELLEE'S MOTION TO FILE AMENDED TRANSCRIPT

GROVER SELLERS

Attorney General of Texas

FAGAN DICKSON

Assistant Attorney General

Attorneys for Appellee

NO. 569

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*To the Honorable the Supreme Court of  
the United States:*

Now comes Appellee and moves the Court for permission to file an amended Transcript showing copy of bail bond given by Appellant to the State of Texas

on the 25th of September, 1943, and for grounds shows:

This Appellee and his counsel, the Attorney General of Texas, were not furnished a copy of the Record in this case until April 21, 1944, and did not know until that date that there was no bond or copy of bond in this court or the Supreme Court of Texas granting Appellant bail pending the appeal.

The praecipe for transcript of record filed with the Clerk of the Supreme Court of Texas and served on Appellee's attorneys requested as Item No. 8 the inclusion of copy of "the bond on appeal for costs and supersedeas and approval thereof." The appellee had assumed from this request that the Supreme Court of Texas had required appellant to file a recognizance pending this appeal. The bail bond, certified copy of which is presented herewith, is the only recognizance which has been filed by appellant in any court in this case.

WHEREFORE, Appellee prays that the Supplemental Transcript tendered herewith be ordered filed.

Respectfully submitted,

GROVER SELLERS

Attorney General of Texas

FAGAN DICKSON

Assistant Attorney General  
Attorneys for Appellee

A copy of this Motion has been mailed to Mr. Ernest Goodman, 3220 Barlum Tower, Detroit 26, Michigan; Messrs. Lee Pressman and Eugene Cotton, 718 Jackson Place, N. W., Washington, D. C.; and Messrs. Arthur J. Mandell and Herman Wright, Fifth Floor, State National Bank Building, Houston, Texas, Attorneys for R. J. Thomas, Appellant.